

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION**

Gary D. Walker,

Petitioner,

v.

Warden, Lake Erie
Correctional Institution,

Respondent.

Case No. 1:13cv159

Judge Michael R. Barrett

JUDGMENT IN A CIVIL CASE

[] JURY VERDICT: This action came before the Court for a trial by jury. The issues have been tried and the Jury has rendered its verdict.

[X] DECISION BY COURT: This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED: The Report and Recommendation (doc. 79) is adopted; a. The Court GRANTS Petitioner a conditional writ of habeas corpus on Grounds for Release One and Two; b. Petitioner is to be released unless he is granted a new direct appeal of the Richland County conviction at issue in this case with appointed counsel within 180 days of final judgment in this case; c. Grounds Three and Four are DISMISSED with PREJUDICE as previously ordered.

This matter is closed.

Date: March 15, 2016

Richard W. Nagel, Clerk
Clerk

By: _____
S/Barbara A. Crum
Deputy Clerk